

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:
THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO
RICO,

Plaintiff,

As representative of

THE COMMONWEALTH OF PUERTO
RICO

Debtor¹

CIVIL NO.: 17-BK-03283 (LTS)

PROMESA

TITLE III

**RESPONSE AND RESERVATION OF RIGHTS IN OPPOSITION TO THE TWENTY-
SEVENTH OMNIBUS OBJECTION (NON-SUBSTANTIVE) OF THE
COMMONWEALTH OF PUERTO RICO TO EXACT DUPLICATE CLAIMS
[ECF NO. 6276]**

TO THE HONORABLE COURT:

COMES NOW creditor **Julio Angel Toro Mercado**, through the undersigned counsel, and respectfully responds in opposition to the Twenty Seventh Omnibus Objection (Non-Substantive) of the Commonwealth of Puerto Rico to Exact Duplicate Claims [ECF No. 6276] “the Objection”), and states and prays as follows:

1. The Commonwealth of Puerto Rico (“Debtor”) has objected to some of creditor Julio Angel Toro Mercado’s timely filed proofs of claim as duplicative.

¹ The Debtors in these Title III Cases, along with each Debtor’s respective Title III case number and the last four (4) digits of each Debtor’s federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority (Bankruptcy Case No. 17 BK 4780-LTS) (Last Four Digits of Federal Tax ID: 3747) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

2. Julio Angel Toro Mercado has filed two proofs of claim pertaining to damages claimed on behalf of their two children in the pending State Court case *Rosa Lydia Vélez vs ELA*, KPE 1980-1738: Claim No. 42621 on behalf of minor D.T.B. and Claim No. 43734 on behalf of minor C.J.T.B..

3. In Debtor's Objection No. 127, Prime Clerk Claim No. 42621, for \$150,000.00 is not duplicative. This claim is different and distinct from Claim No. 43734 as it pertains to two different children of Julio Angel Toro Mercado.

4. In Debtor's Objection No. 127, Prime Clerk Claim No. 42621, Julio Angel Toro Mercado moves the Court to deny Debtor's objection.

5. Julio Angel Toro Mercado expressly reserves any rights in connection therewith and requests that, the non-substantive disallowance requested by Debtor should not prejudice Julio Angel Toro Mercado's rights and claims, which were and are expressly reserved.

RESPECTFULLY SUBMITTED.

In Hormigueros, Puerto Rico, on this 27th day of May 2019.

I HEREBY CERTIFY that on this same date I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send electronic notification of such filing to all counsel of record, and served a copy of the same via e-mail to Counsel for the Oversight Board and to the Creditors' Committee.

s/ María Herminia Cotto-Nieves
MARIA HERMINIA COTTO-NIEVES
USDC-PR No. 304912
155 Enrique Vazquez Baez
Mayaguez PR 00680
maria.cotto@gmail.com / 787-519-3895

Counsel for Creditor
Julio Angel Toro Mercado